

**PHYSICAL THERAPY EXAMINING BOARD
MARCH 10, 2011
MINUTES**

- PRESENT:** Lori Dominiczak, PT; Mark Shropshire, PT; Jane Stroede, PTA; Michele Thorman, PT
- STAFF:** Tom Ryan, Bureau Director; Michael Berndt, Legal Counsel; Karen Rude-Evans, Bureau Assistant
- GUESTS:** Teresa Wirtz, Lynsi Albright, Luke Schmidt, Tiffany Leverenz, Erin Lueck, Melissa Hanna, Tim Hanson, Cyndi Kenison, Jonnie Diederich, Traci Hedgepath, Marcy Wolmutt, Jenny Hendricks, Megan Oeth, Tayler Mickelson, Kirsten McKee, Rebecca Artos, Melissa Kolka and Rebecca Williams – Madison College PTA students; Jason Johns - WPTA

CALL TO ORDER

Mark Shropshire, Chair, called the meeting to order at 8:30 a.m. A quorum of four (4) members was confirmed.

APPROVAL OF AGENDA

Amendments:

- On page 1, under Item 8l –
 - Chapter PT 3 – Temporary Licenses
 - Update on MPTE security
- On page 1, under Item 8n - FAQ regarding practice in a school
- On page 2, under Item 9c – three additional handouts from Jane Stroede
- On page 2, under Item 9d - Code of Ethics Comparison Chart
- On page 2, under Item 9e - PTEB 2010 Annual Review and Updates
- Case Status Report – insert at end of agenda

MOTION: Jane Stroede moved, seconded by Lori Dominiczak, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF OCTOBER 7, 2010

Corrections:

- On page 1, under **Corrections** – in the last bullet point, delete “October” and insert “March”
- On page 1, in the last sentence on that page, delete “Jane Stroede” and insert “Michele Thorman

MOTION: Lori Dominiczak moved, seconded by Jane Stroede, to approve the minutes of October 7, 2010 as corrected. Motion carried unanimously.

INTRODUCTION OF NEW BOARD MEMBERS

At this time there has not been a new public member appointed to the Board. Mark Shropshire encouraged the Board members to suggest names to the Governor's Office.

SECRETARY MATTERS

The Board reviewed the correspondence from Secretary Ross regarding out-of-state travel, virtual "Live Meetings" and SharePoint.

Secretary Dave Ross and Executive Assistant John Murray introduced themselves and gave brief histories of their backgrounds. They both look forward to working with the Board.

Michael Trepanier, Board Services Division Administrator, introduced himself to the Board. Mr. Trepanier is actively working with John Murray to fill board vacancies.

SUMMARY OF RESULTS OF ELECTION OF OFFICERS AND BOARD APPOINTMENTS

The Board reviewed the summary of the elections held at the October 2010 meeting. The following adjustments were made to the Board appointments:

- Screening Panel: Lori Dominiczak and Michele Thorman. Ms. Thorman is the alternate but will be on the screening panel until a new public member is appointed.
- DOE Monitoring Liaison: Jane Stroede – The alternate will be the public member when that individual is appointed.
- PAP Liaison: Jane Stroede – The second PAP Liaison will be the public member when that individual is appointed.

SPEAKING ENGAGEMENTS, TRAVEL AND PUBLIC RELATIONS REQUESTS

Tom Ryan reported there is a freeze on all travel for the remainder of 2011, including travel funded by the FSBPT. All previously scheduled out-state meetings have been cancelled and all Board meetings will be based in Madison.

EXAMINATION ISSUES

Jane Stroede and Tom Ryan reported on the discussion at the FSBPT Annual Meeting regarding exam security. In order to address security concerns and protect the integrity of the National Physical Therapy Examination (NPTE), the FSBPT will cease continuous testing and begin fixed-date administration for all candidates for the NPTE for PTs beginning July 1, 2011. The new procedure's purpose is to ensure the validity of scores on the NPTE and fulfill the member boards' and FSBPT's shared responsibility of protecting the public.

DISCUSSION REGARDING TEMPORARY LICENSES

The NPTE has gone to fixed-date administration for all PT candidates. This may create a hardship for some candidates and there may be some requests for extensions of temporary licenses. Credentialing staff will bring any requests to the liaisons for review.

CONTINUING EDUCATION ISSUES

Jane Stroede commented that continuing competence is not the same as continuing education. Continuing education is a part of continuing competence.

PRACTICE QUESTIONS

Practice questions were reviewed.

ITEMS FOR BOARD DISCUSSION

2011 Council of Board Administrators and Federation of State Board of Physical Therapy Annual Meeting

MOTION: Mark Shropshire moved, seconded by Michele Thorman, to authorize Lori Dominiczak as the Board's delegate, and an alternate delegate to be named as a later time, to the FSBPT 2011 Annual Meeting to be held September 22-24, 2011 in Charlotte, NC. Motion carried unanimously.

MOTION: Mark Shropshire moved, seconded by Jane Stroede, to authorize Tom Ryan to attend the FSBPT 2011 Annual Meeting to be held September 22-24, 2011 in Charlotte, NC. Motion carried unanimously.

FSBPT's aPTitude

Jane Stroede reported the FSBPT would like all member states to use this model. Jill Remy, Office of Education and Examinations, reviewed the audit process with the Board. There are some areas of concern when a third party CE tracker is involved. Licensees need to maintain certificates of attendance in the event of an audit.

Mark Shropshire appointed Jane Stroede to work with Jill Remy and the FSBPT to review the aPTitude program and determine if it would be a useful tool for Wisconsin licensees. Ms. Stroede and Ms. Remy will report back to the Board at the next meeting.

Report from 2010 FSBPT Annual Meeting-Denver, CO-October 14-16

Tom Ryan and Jane Stroede reported on the 2010 FSBPT Annual Meeting held October 14-16, 2010, in Denver Colorado.

American Physical Therapy Association (APTA) Code of Ethics Recommendations

Jane Stroede reviewed the sanctioning reference points.

Michele Thorman presented a code of ethics comparison. The Board reviewed this information and discussed the possibility of including more ethics language in the rules.

2010 PTEB Annual Report-Board Review for Approval

The Board reviewed the 2010 Annual Report. Mark Shropshire provided a document with updates to the 2010 Annual Report. Tom Ryan and Mark Shropshire will collaborate to revise the 2010 Annual Report to include the additional information.

October 2010 Wisconsin Physical Therapy Association Meeting Conference and WPTA Newsletter Updates

Mark Shropshire will make a submission to the WPTA newsletter.

Ultrasound Imaging and Scope of Practice

The Board reviewed the information on ultrasound imaging.

MOTION: Michele Thorman moved, seconded by Lori Dominiczak, that it is the position of the Physical Therapy Examining Board that use of ultrasound imaging is within the physical therapy scope of practice as a therapeutic and assessment tool. Motion carried unanimously.

The Board requested an FAQ be created and to have this information posted to the DRL website.

PT/PTA Education Equivalency Issues

Mark Shropshire spoke to the Board regarding the language in PT 1. Michael Berndt advised that this language could be revised under the current scope statement.

Rule Writing Relating to the Creation of the Physical Therapy Examining Board

Mark Shropshire briefly discussed with the Board the Scope Statement to revise and clarify the rules. References to the Board need to be corrected from the Physical Therapy Affiliated Credentialing Board to the Physical Therapy Examining Board.

Legislative Matters

Jason Johns, WPTA, addressed the Board regarding an issue that could potentially be introduced as legislation. The WPTA was made aware in the fall of 2010 that the Wisconsin Chiropractic Association (WCA) had distributed statewide misleading information regarding the practice of

physical therapy. Mr. Johns updated the Board on the actions taken by the WPTA in response to the information distributed by the WCA.

FAQ Regarding Practice in a School

The Board reviewed the FAQ submitted by Lori Dominiczak regarding physical therapy practice in a school setting.

MOTION: Mark Shropshire moved, seconded by Jane Stroede, to approve the FAQ regarding PT practice in a school setting and the response, and to have this information posted to the DRL website. Motion carried unanimously.

Lori Dominiczak will contact the Department of Public Instruction with this information.

ADMINISTRATIVE REPORT

Letter From Secretary Ross Regarding Virtual Meetings and SharePoint

The correspondence from Secretary Ross was reviewed.

INFORMATIONAL ITEMS

Noted.

CREDENTIALING LIAISON REPORT

Jane Stroede reported there are several states who allow foreign-trained physical therapists who have failed the NPTE-PT exam, to take the NPTE-PTA exam and, upon successful completion, to be licensed as a physical therapist assistant. The Board's position is the education and clinical tracks are different for the two professions and are not interchangeable. Applicants for Wisconsin PTA licensure should have the appropriate education.

PUBLIC COMMENTS

There were no public comments.

OTHER BUSINESS

The Board briefly discussed the possibility of creating a matrix as a tool to be consistent with the recommended actions in cases brought before the Board.

Drafting FAQ's

MOTION: Mark Shropshire moved, seconded by Lori Dominiczak, to have Mark Shropshire draft an FAQ regarding ultrasound imaging and Michele Thorman to draft an FAQ regarding temporary licenses, and to bring the drafts to the July meeting for review. Motion carried unanimously.

CLOSED SESSION

MOTION: Mark Shropshire moved, seconded by Jane Stroede, to convene to closed session to deliberate on cases following hearing (Wis. Stat. § 19.85 (1) (a)); consider closing disciplinary investigation with administrative warning (Wis. Stat. § 19.85 (1) (b), and Wis. Stat. § 440.205); consider individual histories or disciplinary data (Wis. Stat. § 19.85 (1) (f)); and to confer with legal counsel (Wis. Stat. § 19.85 (1) (g)). Lori Dominiczak-yes; Mark Shropshire-yes; Jane Stroede-yes; and Michele Thorman-yes. Motion carried unanimously.

The Board convened into closed session at 12:13 a.m.

**RECONVENE INTO OPEN SESSION IMMEDIATELY
FOLLOWING CLOSED SESSION**

MOTION: Michele Thorman moved, seconded by Jane Stroede, to reconvene into open session. Motion carried unanimously.

The Board reconvened into open session at 1:47 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED IN CLOSED SESSION

REQUESTS FOR WAIVER OF CE REQUIREMENT

R.S., PT

MOTION: Jane Stroede moved, seconded by Lori Dominiczak, to grant the request for a waiver of the CE requirement to R.S., PT, for the period of October 31, 2009 to February 28, 2011. Motion carried unanimously.

N.J., PT

MOTION: Jane Stroede moved, seconded by Lori Dominiczak, to grant the request for a waiver of the CE requirement to N.J., PT, for the period of October 31, 2009 to February 28, 2011. Motion carried unanimously.

CASE CLOSINGS

09 PHT 017

MOTION: Lori Dominiczak moved, seconded by Michele Thorman, to close case **09 PHT 017** for prosecutorial discretion with a flag should the license be renewed. Motion carried unanimously.

10 PHT 015

MOTION: Jane Stroede moved, seconded by Lori Dominiczak, to close case **10 PHT 015** for insufficient evidence. Motion carried unanimously.

VALIDATION OF EXAM SCORES

MOTION: Jane Stroede moved, seconded by Michele Thorman, to validate the scores for the oral examinations. Motion carried unanimously.

ADJOURNMENT

MOTION: Jane Stroede moved, seconded by Lori Dominiczak, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:49 p.m.

THE NEXT MEETING IS SCHEDULED FOR JULY 7, 2011